

EXHIBIT A

Exhibit A: Proposed Scheduling Order

Event	Date
Plaintiff serves preliminary infringement contentions in the form of a chart setting forth where in the accused product(s) each element of the asserted claim(s) are found. Plaintiff shall also identify the earliest priority date (i.e. the earliest date of invention) for each asserted claim and produce: (1) all documents evidencing conception and reduction to practice for each claimed invention, and (2) a copy of the file history for each patent in suit Plaintiff may not add claims in the future without leave of Court.	March 3, 2023
Defendant serves preliminary invalidity contentions in the form of (1) a chart setting forth where in the prior art references each element of the asserted claim(s) are found, (2) an identification of any limitations the Defendant contends are indefinite or lack written description under section 112, and (3) an identification of any claims the Defendant contends are directed to ineligible subject matter under section 101. Defendant shall also produce (1) all prior art referenced in the invalidity contentions, (2) financial data relating to the accused instrumentalities, and (3) technical documents, including software where applicable, sufficient to show the operation of the accused product(s).	June 23, 2023
The parties asserting claims for relief shall submit a written offer of settlement to opposing parties	July 14, 2023
Exchange proposed disputed claim terms, not to exceed 15 terms per party	July 28, 2023
Opposing party respond in writing to written offer of settlement	August 11, 2023
Parties exchange proposed constructions	August 18, 2023
Parties exchange extrinsic evidence supporting proposed constructions and identifying any witness, including expert witness, the parties anticipate may testify in support of the proffering party's claim construction. With respect to items of extrinsic evidence, the parties shall identify each such item by production number or produce a copy of any such item if not previously produced.	September 8, 2023
Submit report on alternative dispute resolution in compliance with Local Rule CV-88	September 15, 2023

Event	Date
Deadline to meet and confer to narrow terms in dispute and exchange revised list of terms/constructions	September 22, 2023
[Plaintiff's Proposal: Defendant shall serve and file opening claim construction brief and any expert declaration supporting its claim construction] ¹	October 13, 2023
[Defendant's Proposal: Plaintiff shall serve and file opening claim construction brief and any expert declaration supporting its claim construction]	
[Plaintiff's Proposal: Plaintiff shall serve and file responsive brief and any expert declaration supporting its claim construction]	November 17, 2023
[Defendant's Proposal: Defendant shall serve and file responsive claim construction brief and any expert declaration supporting its claim construction]	
[Plaintiff's Proposal: Defendant shall serve and file reply claim construction brief]	December 5, 2023
[Defendant's Proposal: Plaintiff shall serve and file reply claim construction brief]	
[Plaintiff's Proposal: Plaintiff shall serve and file sur-reply claim construction brief]	December 22, 2023
[Defendant's Proposal: Defendant shall serve and file sure-reply claim construction brief]	
<i>Markman</i> Hearing	January/February or at the Court's Convenience
Fact discovery opens	One week after <i>Markman</i>
Parties Serve Initial Disclosures	One week after <i>Markman</i>

¹ Plaintiff proposes that, consistent with the procedures outlined in the model schedule for Judge Alan D Albright, that claim construction briefing proceed with defendant filing its brief first. See Standing Order Governing Proceedings (OGP) 4.2—Patent Cases (J. Albright, dated Sept. 16th, 2022) at p. 13.

Event	Date
[Plaintiff's Proposal: [The parties may amend pleadings prior to this date as of right, except that any amendments adding new patents must be made upon a motion to amend or supplement the pleadings.]	March 29, 2024
[Defendant's Proposal: The parties shall file all motions to amend or supplement pleadings or to join additional parties]	
Deadline to meet and confer and agree on narrowing the number of claims asserted and prior art references at issue ("claim narrowing agreement")	April 12, 2024
If parties cannot agree on narrowing the number of claims asserted and prior art references at issue, deadline to submit dispute to Court	April 19, 2024
Final Infringement and Invalidity Contentions are due. After this date, leave of Court is required for any amendment to Infringement or Invalidity contentions. This deadline does not relieve the Parties of their obligation to seasonably amend if new information is identified after initial contentions.	May 24, 2024
Deadline for Plaintiff to complete first round of narrowing and narrow the number of claims asserted to the number agreed to by the parties in the claim narrowing agreement	June 7, 2024
Deadline for Defendant to complete first round of narrowing and narrow the number of prior art references at issue to the number agreed to by the parties in the claim narrowing agreement	July 3, 2024
Deadline to complete fact discovery	August 30, 2024
Deadline to serve opening expert reports	September 27, 2024
Deadline to serve rebuttal expert reports	November 8, 2024
[Plaintiff's Proposal: ²]	December 6, 2024
[Defendant's Proposal: Deadline to serve reply expert reports]	
Deadline to complete expert discovery	January 10, 2025

² Plaintiff proposes that, consistent with the procedures outlined in the model schedule for Judge Alan D Albright, that expert reports in this matter be limited to opening and rebuttal reports. See Standing Order Governing Proceedings (OGP) 4.2—Patent Cases (J. Albright, dated Sept. 16th, 2022) at p. 14.

Event	Date
Deadline for Plaintiff to complete second round of narrowing and narrow the number of claims asserted to the number agreed to by the parties in the claim narrowing agreement	January 31, 2025
Deadline for Defendant to complete second round of narrowing and narrow the number of prior art references at issue to the number agreed to by the parties in the claim narrowing agreement	February 21, 2025
Deadline to file objections to the reliability of an expert's proposed testimony under Federal Rule of Evidence 702	March 14, 2025
Deadline to file dispositive motions	March 28, 2025